

6157-A

RECORDATION NO. \_\_\_\_\_

APR 8 1974 - 4 22 PM

SUPPLEMENTAL AGREEMENT

Dated as of March 1, 1974

INTERSTATE COMMERCE COMMISSION

To

CONDITIONAL SALE AGREEMENT

Dated as of May 15, 1971

Between

THE CITIZENS AND SOUTHERN NATIONAL  
BANK OF SOUTH CAROLINA

Assignee

and

SEABOARD COAST LINE RAILROAD COMPANY

Vendee

THIS SUPPLEMENTAL AGREEMENT, dated as of March 1, 1974, between THE CITIZENS AND SOUTHERN NATIONAL BANK OF SOUTH CAROLINA, a national banking corporation (hereinafter sometimes called "Assignee"), party of the first part, and SEABOARD COAST LINE RAILROAD COMPANY, a corporation of the State of Virginia (hereinafter sometimes called "Railroad"), party of the second part.

W I T N E S S E T H:

WHEREAS, under a Conditional Sale Agreement dated as of May 15, 1971, by and between GOLDEN TYE CORPORATION, a corporation of the State of South Carolina (therein called Re-builder and sometimes herein called "Vendor") and SEABOARD COAST LINE RAILROAD COMPANY (therein called Buyer or Vendee and sometimes herein called "Vendee"), the Vendor agreed to construct, sell, and deliver to Vendee and Vendee agreed to buy from Vendor and to accept delivery of two hundred (200) 60-ton coal hopper cars (hereinafter called "Equipment").

WHEREAS, the Vendor by an Agreement and Assignment dated May 15, 1971, sold, assigned, transferred, and set over to the Assignee, its successors and assigns, all right, title, and interest of the Vendor in and under said Conditional Sale Agreement upon the terms and provisions as provided therein.

WHEREAS, the parties hereto desire to further supplement the Conditional Sale Agreement with respect to replacement of equipment.

NOW, THEREFORE, in consideration of the premises and of the covenants and agreements herein contained, the parties hereto agree as follows:

ARTICLE ONE

Pursuant to Article 7 of the Conditional Sale Agreement, the following new standard-gauge rolling stock is hereby substituted to replace cars having been worn out, lost, destroyed, or irreparably damaged:

<u>Replacement Car</u>	<u>Replacement Car Road Number</u>	<u>Road Numbers Cars Destroyed</u>
1 new 100-ton wet rock triple hopper car	SCL 155391	SCL 160922 160936

The replacement car will be marked on both sides thereof "The Citizens and Southern National Bank of South Carolina, Owner."

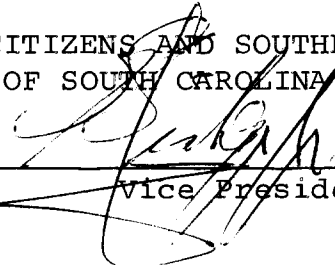
ARTICLE TWO

Except as heretofore and hereby expressly amended, the Conditional Sale Agreement is in all respects ratified and confirmed, and all the terms and conditions thereof shall be and remain in full force and effect.

IN WITNESS WHEREOF, the Assignee and Railroad have caused this instrument to be executed in their respective names by their respective officers thereunto duly authorized, and their respective corporate seals to be affixed, duly attested, as of the day, month, and year first above written.

THE CITIZENS AND SOUTHERN NATIONAL  
BANK OF SOUTH CAROLINA

By

  
Vice President

(CORPORATE SEAL)


ATTEST:

Deborah R. Wise

SEABOARD COAST LINE RAILROAD COMPANY

(CORPORATE SEAL)

BY

  
Leonard G. Anderson, Vice  
President and Treasurer

ATTEST:

J. F. Williams  
Assistant Secretary

STATE OF SOUTH CAROLINA )  
 )  
 ) **SS:**  
COUNTY OF ~~GREENVILLE~~ )

On this 26<sup>th</sup> day of March, 1974, before me personally appeared N. A. Bishop, Jr., to me personally known, who, being by me duly sworn, says that he is Vice President of The Citizens and Southern National Bank of South Carolina, a national banking corporation, that one of the seals affixed to the foregoing instrument is the corporate seal of said banking corporation, that said instrument was signed and sealed on behalf of said banking corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said banking corporation.

Lenora W. [Signature]  
Notary Public

(NOTARIAL SEAL)

Term expires \_\_\_\_\_

STATE OF VIRGINIA           )  
                                       )               **ss:**  
CITY OF RICHMOND           )

On this 22<sup>nd</sup> day of MARCH, 1974, before me personally appeared Leonard G. Anderson, to me personally known, who, being by me duly sworn, says that he is Vice President and Treasurer of Seaboard Coast Line Railroad Company, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

J. H. Chapman  
Notary Public

(NOTARIAL SEAL)

Term expires 12/31/2011